



ARIZONA HOUSE OF REPRESENTATIVES

HB 2029: medical marijuana dispensaries; location change

PRIME SPONSOR: Representative Leach, LD 11

BILL STATUS: [Caucus and COW](#)

Legend:

CHAA- community health analysis area
ADHS- Arizona Department of Health Services
ASBP- Arizona State Board of Pharmacy
Amendments – **BOLD** and ~~Stricken~~ (Committee)

MVRA: DP (5-4-0-0)

Abstract

Relating to locations of nonprofit medical marijuana dispensaries.

Provisions

1. Allows a nonprofit medical marijuana dispensary or the cultivation site to change locations to a new location within the same CHAA at the time the original registration certificate was issued. (Sec. 1)
2. Requires a new dispensary to be subject to all other requirements for a new dispensary. (Sec. 1)
3. Contains a prop 105 clause. (Sec. 2)
4. Makes technical and conforming changes. (Sec. 1)

Current Law

Registration and certification requirements of nonprofit medical marijuana dispensaries are currently outlined in statute. A person must apply with ADHS to register for a dispensary.

Statute states that ADHS may not issue more than one dispensary registration certificate for every 10 pharmacies that:

- a. Have registered under statute relating to the biennial registration of pharmacies, wholesalers and manufactures;
- b. Have obtained a pharmacy permit from the ASBP; and
- c. Operate within the state ([A.R.S. § 36-2804](#)).

Additional Information

Arizona voters passed Proposition 203 in 2010, an initiative measure regarding the legislation for medical marijuana. Proposition 203 outlined requirements for medical marijuana ([A.R.S. §§ 36-2801 through 36-2819](#)). Requires ADHS to adopt rules for implementation ([A.R.S. § 36-2803](#)).

The [Arizona Medical Marijuana Rules](#) provide specific rules and requirements which state that a dispensary may change the location:

- a. Within the first three years after ADHS issues the dispensary's registration certificate, to another location in the CHAA where the dispensary is located; and
- b. After the first three years ADHS issues a dispensary registration certificate to the dispensary to another location in the state.

A dispensary or its cultivation site must not cultivate, manufacture, distribute, dispense, or sell medical marijuana at a new location until an application for a location change is submitted ([R9-17-306](#)).

☒ Prop 105 (45 votes) ☐ Prop 108 (40 votes) ☐ Emergency (40 votes) ☐ Fiscal Note